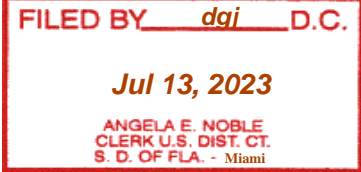


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case No. **23-10011-CR-MARTINEZ/SNOW**

16 U.S.C. § 1538(a)(1)(C)
16 U.S.C. § 1540(b)(1)
18 U.S.C. § 2



UNITED STATES OF AMERICA

v.

HONG THANH NGUYEN,

Defendant. /

INFORMATION

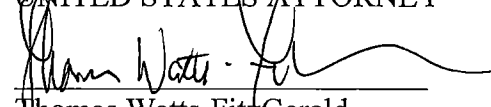
The United States Attorney charges that:

On or about January 18, 2022, within the special maritime and territorial jurisdiction of the United States, with Monroe County, within the Southern District of Florida, being the District of arrest, the Defendant,

HONG THANH NGUYEN,

did knowingly and unlawfully take an endangered species of fish, that is, a smalltooth sawfish (*Pristis pectinata*), protected by the Endangered Species Act of 1973, as enumerated in Title 50, Code of Federal Regulations, Section 17.11(h), in violation of Title 16, United States Code, Sections 1538(a)(1)(C) and 1540(b)(1) and Title 18, United States Code, Section 2.


MARKENZY LAPOINTE
UNITED STATES ATTORNEY


Thomas Watts-FitzGerald
Assistant United States Attorney

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

UNITED STATES OF AMERICA

CASE NO.: _____

v.

HONG THANH NGUYEN

CERTIFICATE OF TRIAL ATTORNEY_____
Defendant.

Court Division (select one)

- ☐ Miami ☒ Key West ☐ FTP
☐ FTL ☐ WPB

Superseding Case Information:

New Defendant(s) (Yes or No) _____

Number of New Defendants _____

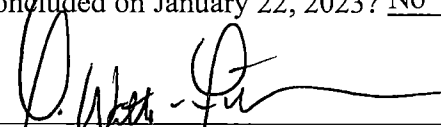
Total number of counts _____

I do hereby certify that:

1. I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the Indictment/Information attached hereto.
2. I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. §3161.
3. Interpreter: (Yes or No) Yes
List language and/or dialect: Vietnamese
4. This case will take 0 days for the parties to try.
5. Please check appropriate category and type of offense listed below:

| | |
|---|---|
| (Check only one) | (Check only one) |
| I <input checked="" type="checkbox"/> 0 to 5 days | <input type="checkbox"/> Petty |
| II <input type="checkbox"/> 6 to 10 days | <input type="checkbox"/> Minor |
| III <input type="checkbox"/> 11 to 20 days | <input checked="" type="checkbox"/> Misdemeanor |
| IV <input type="checkbox"/> 21 to 60 days | <input type="checkbox"/> Felony |
| V <input type="checkbox"/> 61 days and over | |
6. Has this case been previously filed in this District Court? (Yes or No) No
If yes, Judge _____ Case No. _____
7. Has a complaint been filed in this matter? (Yes or No) No
If yes, Magistrate Case No. _____
8. Does this case relate to a previously filed matter in this District Court? (Yes or No) Yes
If yes, Judge Martinez Case No. 22-10013-CR-JEM
9. Defendant(s) in federal custody as of _____
10. Defendant(s) in state custody as of _____
11. Rule 20 from the _____ District of _____
12. Is this a potential death penalty case? (Yes or No) No
13. Does this case originate from a matter pending in the Northern Region of the U.S. Attorney's Office prior to August 8, 2014 (Mag. Judge Shaniek Maynard? (Yes or No) No
14. Does this case originate from a matter pending in the Central Region of the U.S. Attorney's Office prior to October 3, 2019 (Mag. Judge Jared Strauss? (Yes or No) No
15. Did this matter involve the participation of or consultation with now Magistrate Judge Eduardo I. Sanchez during his tenure at the U.S. Attorney's Office, which concluded on January 22, 2023? No

By: _____


 Thomas Watts-FitzGerald
 Assistant United States Attorney

FL Bar No. 0273538

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

Defendant's Name: Hong Thanh Nguyen

Case No: _____

Count(s) #: 1

Illegal Take of Endangered Species

Title 16, United States Code, Section 1538 (a)(1)(C), 1540 (b)(1)

* **Max. Term of Imprisonment: 1 Years Imprisonment**

* **Mandatory Min. Term of Imprisonment (if applicable): N/A**

* **Max. Supervised Release: 1 Year**

* **Max. Fine: Greater of \$100,000 or twice the pecuniary gain/loss**

*Refers only to possible term of incarceration, supervised release and fines. It does not include restitution, special assessments, parole terms, or forfeitures that may be applicable.

AO 455 (Rev. 01/09) Waiver of an Indictment

UNITED STATES DISTRICT COURT

for the

Southern District of Florida

United States of America

v.

HONG THANH NGUYEN

Defendant.

)
)
)
)
)

Case No.

WAIVER OF AN INDICTMENT

I understand that I have been accused of one or more offenses punishable by imprisonment for more than one year. I was advised in open court of my rights and the nature of the proposed charges against me.

After receiving this advice, I waive my right to prosecution by indictment and consent to prosecution by information.

Date: _____

Defendant's signature

Signature of defendant's attorney

Printed name of defendant's attorney

Judge's signature

Judge's printed name and title